App E IX 4

1926

File No. 8 26

Previous References

(ml)

Serial Nos. 30461

Later References

General and Revenue Secretariat.

Serial Nos

Part B for March 27

SUBJECT

Draft Bye laws framed by the Shimoga Town Municipal Council for regulating the Conduct of Public Conveyances

61 To, The Deputy-Commissioner, Shimoga
No L 6887 d 29 3 27
Approves of the draft
Bye laws referred to above

WD 0122—GPB—37 500—1
App F II

General and Revenue Secretariat | Rl File No 8 of 1926

Serial No	
30	Letter no R 3-C 1432/26-27 & 21 (1) dt 9th Court Shimoga Dist Recommend for approval draft rules framed by the Shimoga Town Municipal Council under Section 4 of the Mysore Public Conveyances Regn VII of 1911 for regulating the control of Public Conveyances plying for hire within the limits of the Shimoga Municipality The draft rules have been framed by the Shimoga town Municipal Council (Town) for framing the Rules, sanctioned for Bangalore City in 1924 by the Municipal Council have simply to be adapted to the Bangalore City Rules 2 The draft Rules are said to have been published inviting objections and three persons took objection to the levy of fees on Push Carts and their objections considered by the Municipal Council 3 The draft Rules are in order Submitted for orders whether they may be approved 24/3/27 Sd/- (for Secy) 5 How about a bus or a motor car? No refn 6 Then come under Motor Vehicle Rules (for Secy) 29/3 29/3

R G

Serial No.

1 The draft rule may be approved

First member 11/3

9385/11/3 of maybe app (Please see the rule as framed and suggest if any)

Lee 14/3

2 I think it is alright

Pulchan Varghese 14/3.

3 The following is the extract of Public Service Rules obtaining in the Bangalore Obs -

Rule 15 All the persons shall be sufficiently experienced and skilled in the whole line.

There is no such a provision in Rules of the Mysore Obs.

9658/21/3 19/3/49 11 First Member 21/3

Mysore.

Lee 21/3 RG 22/3

21/3

There is no provision.

24/3/49 26/3

Note- Contn.Sheet

Note—Contn Sheet

WD 01220—GPB—87,500—1-[illegible]
App [illegible]—2]

General and Revenue Secretariat

File No. [illegible] of 192[illegible]

Serial No.	
61	[illegible]

NOTE—Contin. Sheet

42473

No P 3 W 1432/26-27

Office of the Deputy Commissioner,
Shimoga District,
Dated, Shimoga the 21st January 1927

From,

B T Kesavaiengar, Esquire, B A.,
Deputy Commissioner,
Shimoga District

To

B Pagappa, Esquire, Bar-at-law,
Secretary to Government,
Local and Legislative Departments,
Bangalore

Sir,

I have the honour to state that the President of Shimoga Town Municipality in his letter No 578 dated 4-11-1926, reports that the Municipal Council framed byelaws relating to the Public Conveyances, as per Government Notification No L 1693/M1 77-22-2 dated 17-8-1922 extending the provisions of the Public Conveyance Regulation to the Shimoga Town Municipality and the same were published locally and in the Mysore Gazette dated 24-6-1926 inviting objections and suggestions thereon

It is reported that three persons took objection to the effect that the fee on Push Cart may be abolished but the objection was overruled by the Municipal Council and byelaws, as published were passed by them in their meeting held on 26-10-1926

Under the circumstances explained by the President, I request you to be so good as to obtain the sanction of Government to the byelaws to be introduced into the Shimoga Town Municipality

The extract of the proceedings of the Municipal Council though together with a copy of the president's letter No 578 dated 4-11-[illegible] with two copies of the draft byelaws in English is submitted herewith for reference

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Shimoga District

5

Letter No 578/Dated4411-19 6 from the President Shimoga Town Municipal Council to the Deputy Commissioner Shimoga District

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Adverting to Government Notification No L 1693/M 77-22-dated 17th August 1922 (received with your Memo No 0-6-14-9 Hud 20-21 dated 22nd August 1922) extending the provisions of the Public conveyance Regulation to the Shimoga Municipality I have the honour to state that a set of draft by laws was framed and published locally and in the Mysore Gazette dated 4th [illegible] 1926

Three persons have made [illegible] r the back of t [illegible] tic sent for local public ti n to the effect t at the fee on [illegible] CART may be abolished This obejction was over ruled and bye-laws as published were duly passed b the Council at t r meeting held on 26th Oct ber 19 6 A cop f t e l clut r is enclosed herewith to ether with a copy of the draft bye- [illegible]

The license fee of one rupee r posed is at the sanc n rate of vehicle ta sanctioned on such carts as per Gover Order No L 60 /L1 61-24-127 I request that sanction of G ver-ment may kindly be obtained for the introduction of these bye-laws in this municipality

**

" C O P Y *

For Deputy Commissioner,
Shimoga District

Proceedings of the Shimoga Town Municipal Council held in the Town Hall on Tuesday the 20th October 1936 at 5-30 P.

Subject No 5

Question of adopting the bye-laws framed and published under the Public Conveyance Regulation

Resolved that the objections with regard to push carts be overruled and that the draft bye laws be submitted to the Government for sanction

---

* C O P Y *

For Deputy Commissioner
Shimoga District

SHIMOGA DISTRICT

No 1067 *dated* 28*th May* 1926

The following draft bye-laws framed under Section 4 of the Mysore Public Conveyance Regulation No VII of 1911 are hereby published for general information Any person objecting to the above may send in his objections in writing to the President Town Municipal Council Shimoga within one month from the date of publication in the Gazette

RULES UNDER SECTION 4 OF THE MYSORE PUBLIC CONVEYANCE REGULATION NO VII OF 1911

No person shall keep for hire any public conveyance within the limits of the Shimoga Town Municipality except under a license granted in that behalf under these rules by the President or Vice President of the Municipality Nor shall any person offer or ply for hire any public conveyance within such limit except under a license granted under these rules

2 The various classes of public conveyances and the license fee per official year or part thereof for keeping offering or plying for hire a public conveyance shall be as prescribed below —

Class	Description	License fee Rs	a	p
(1)	Four wheeled carriage on springs drawn by two horses	5	0	0
(2)	Four wheeled carriage drawn by one horse or a pair of horses below 13 hands or by bulls or bullocks	4	0	0
(3)	Two wheeled carriage drawn by one or more horses mules bull or bullocks	3	0	0
(4)	Carts drawn by one bullock	2	0	0
(5)	Rickshaw or pushcart	1	0	0

3 Extra public conveyances maintained by the owner shall be licensed on payment of the annual fee fixed for the same under rule 2 *supra*

4 A license for a public conveyance will be refused if the following conditions are not complied with —

(*a*) That the conveyance to be licensed is in good order and repair in all its parts and that it is decent looking

(*b*) That it is provided with sufficiently bright lamps namely one in the case of a bullock cart or a hand cart and two in the case of other conveyances

(*c*) That every jutka or bullock bandy shall have apertures on both sides measuring 9 inch square at the level of the driver's eye so as to enable him to see the vehicles etc passing by

(*d*) That no horse or pony under three years of age or below 10 hands or a bull under two years of age is worked

(*e*) That every horse or pony or bullock is in good condition and thoroughly broken to harness or trained to yoke

(*f*) That the harness is complete and serviceable

(*g*) That the premises to be licensed are suitable and unobjectionable from a sanitary point

5 Every license issued for a public conveyance shall be liable to be cancelled when any of the conditions referred to in the last rule are not attended to by the owner of such conveyance It is the duty of every such owner to examine his conveyance every now and then and to maintain it in thorough order and repair while plying such conveyance for hire

6 Every owner of a public conveyance shall on obtaining a license therefor affix to the premises where such conveyance and the animals if any are kept a board on which shall be painted in bold letters in English or Kanarese his name and license number

7 Such premises shall be kept neat and tidy and shall be open at all reasonable hours for inspection by the Municipal Authorities If such premises are not approved by the President or Vice President or Chief Officer of the Municipality on sanitary grounds the licensee shall procure proper premise for his conveyance within a week from the date of service of a notice in this behalf

8 The licensee shall give notice to the Municipality of any change in the premises shown in his license within a week of such change

9 Every license shall bear a serial number and that number shall be painted in a conspicuous place in English on the public conveyance It shall be in the discretion of the President or Vice President to allow any public conveyance of a superior description to ply without bearing a number

Any number marked on a conveyance which has become indistinct by use will be repainted free of cost

10 The examination of a public conveyance and its numbering shall be done at the Municipal Office and no cost shall be recovered therefor A register for each class of conveyance licensed shall be maintained at the Municipal Office

11 Any owner of a public conveyance may transfer the same to another person securing an endorsement on his license from the President or Vice-President for such transfer

Drivers Licenses

12 (*a*) No owner of a public conveyance shall allow the same to be driven by any person other than a licensed driver

(*b*) No person shall act as driver of a public conveyance without obtaining a driver s license under these rules

(*c*) No person who is not licensed under these rules shall act as driver of a public conveyance licensed under these rules

13 A driver badge shall be supplied to every licensed driver at the cost price and it shall be returned to the Municipality on the expiry of the period of such license and the cost price paid shall be refunded

14 Such badge shall be worn by the driver while driving as stated below —

(*a*) By the driver of a I or II class conveyance on his waist belt which shall be 4 inches wide and shall be worn on his long coat

(*b*) By the driver of a III or IV class conveyance on his right arm

15 All drivers shall be sufficiently experienced and shall be of the male sex No person who is below the age of 18 years shall be licensed to be a driver

16 A drivers license shall not be transferable

17 A driver shall observe the rule of the road as per law in force for the time being He shall not drive without lighting his lamps after sunset and before sunrise He shall stand in a line with his conveyance when at a stand He shall not take up possession on any stand which already contains the full complement of public conveyances authorised for such stand He shall not wait or loiter on public roads for hire or cause any obstruction to traffic or pedestrians on such roads He shall use a whip while driving a conveyance drawn by animals Sticks or leather straps are not allowed to be used by the drivers of such conveyance

18 The owner or driver of a public conveyance waiting on a public stand or plying for hire shall at any time of the day or night be bound to give such public conveyance on hire to any person demanding the same unless for a good and sufficient reason the burden of proving which shall lie on such owner or driver

But he shall not be bound to carry in his public conveyance any person suffering from any contagious or infectious disease He shall not use any conveyance used for carrying any person suffering from any contagious or infectious disease without previously disinfecting it

19 Every license for a public conveyance and every license for a driver shall continue to be in force during the official year in which it was issued unless it is revoked or suspended earlier for any breach of these rules

Miscellaneous

20 The Municipality shall from time to time appoint places as stands for public conveyances The following are the stands appointed at present for public conveyances drawn by animals —

1 The Railway Station stand for 50 conveyances

2 The Vegetable Market or Kumbalagundi stand for 61 conveyances

3 Marigaddige Maidan stand for 11 conveyances
4 The Park Gate stand for 12 conveyances

21 All reasonable direc ions of the Police shall be obeyed by every driver whether he is on the stand or on the public road thoroughfare or place of public resort

22 The fare for public conveyance of class V shall be as may be settled at the commencement of hiring In the case of conveyances drawn by horses ponies or bullocks the following rates by time and distance shall be fixed

FARES BY TIME

No		For one hour or less			For every additional hour before midnight			For every additional hour after midnight			Maximum for 12 hours from 5 A M to midnight			Maximum for period exceeding 12 hours		
		Rs	a	p	Rs	a	p	Rs	a	p	Rs	a	p	Rs	a	p
1	Four wheeled carriage on springs drawn by 2 horses	2	0	0	0	8	0	0	12	0	6	0	0	8	0	0
2	Four wheeled carriage drawn by one horse or a pair of horses below 13 hands or by bulls or bullocks	1	0	0	0	4	0	0	6	0	3	8	0	5	0	0
3	Two wheeled carriage with or without springs drawn by one or more horses mules bulls or bullocks	0	6	0	0	3	0	0	4	0	2	0	0	2	8	0
4	Carts drawn by one bullock	0	4	0	0	2	0	0	3	0	1	8	0	2	0	0

FARES BY DISTANCE

	(1)			(2)			(3)			(4)		
	Rs	a	p	Rs	a	p	Rs	a	p	Rs	a	p
For three miles and under	2	0	0	1	0	0	0	12	0	0	8	0
For every additional mile or portion thereon	0	6	0	0	4	0	0	3	0	0	2	0

28 The minimum speed at which a carriage of the I and II class hired by time shall be driven is six miles an hour a carriage of III class if drawn by a horse or pony at five miles an hour and a bullock carriage at three miles in hour

24 The above fares are to be paid according to time unless at the commencement of hiring the hirer expresses his intention to pay according to distance

Any contract entered into to accept a fare lower than the fare above fixed shall be binding But no fare higher than that prescribed in Rule 22 shall be demanded

25 The maximum number of persons to be carried by each public conveyance shall be as follows —

1 By a four wheeled carriage drawn by an animal or animals — Six including the driver
2 By a two wheeled carriage drawn by an animal or animals — Five including the driver

Note — Two children under ten years of age will be counted as one adult person

26 The maximum load of luggage only or of luggage and passenger which may be carried by each description of carriage shall be as follows —

By a carriage drawn by two horses	15 maunds or 1 260 lbs.
By a carriage drawn by one horse or two bullocks	8 maunds or 672 lbs
By a carriage drawn by a horse or pony under 14 hands or by a bullock	6 maunds or 504 lbs

When passengers or luggage are carried each adult person shall be considered as weighing 1½ maund or 126 lbs and each child under ten years of age as weighing three quarters of a maund or 63 lbs

27 Every public conveyance of I II III and IV class shall have in it a list of the fares prescribed by these rules

Such list shall be printed in English Kanarese and Urdu and a copy shall be given with the license free of cost

All such lists lost defaced or destroyed shall at once be replaced by the lisensee on obtaining it on payment at the Municipal Office at half anna each

28 All applications for renewal of licenses under these rules shall be made one month before the close of the official year

29 Any driver who cruelly beats illtreats over drives or otherwise misuses any horse or any pony or bullock driven in a public conveyance shall be liable to forfeiture of his licence in addition to any other punishment to which he may be liable under any law for the time being in force

30 Property left by the hirer in any public conveyance shall be deposited at the nearest Police Station as soon as it is found by the owner or driver of such conveyance

31 It shall be lawful for the President or Vice President or Chief Officer or any other officer that may be appointed by them in this behalf and Inspectors of Police at any time between sunrise and sunset to enter any premises on which licensed vehicles animals harness or other things used therewith are kept in order to carry out any provisions of these rules and the owner or his agent shall afford every facility for inspection

32 Licenses under these rules shall be granted by the President or Vice President and they shall be in the Forms A and B appended to these rules and subject to the conditions therein specified

33 Owners and drivers of public conveyances shall be bound to produce for inspection their licences when called on to do so by the President Vice President Chief Officer Revenue Inspector Veterinary Inspector or any Police Officer They shall also be bound to produce for inspection when required to do so by the President Vice President or Chief Officer any licensed public conveyance

34 Any owner or driver of a public conveyance who is found to have been guilty of any breach of these rules or of the conditions of his license shall be liable to punishment under Section 8 of the Public Conveyance Regulation No VII of 1911

35 All prosecutions for breach of these rules may be instituted by any hirer of a public conveyance a Police Officer or any other officer appointed by the President or Vice President in this behalf

FORM A

Owner's License

Public Conveyance License No

Class

By virtue of the powers vested in me by the Mysore Public Conveyance Regulation No VII of 1911 and the Rules under Section 4 of the same I grant to you of this license to keep at your premises at and to let for hire the numbered as described below from the date hereof till the 30th June 19 and subject to the following conditions —

1st That it shall be drawn by

2nd That it shall carry such number of passengers not exceeding as may be required and shall also carry free of charge a reasonable quantity of luggage

3rd That it shall ply for hire in Shimoga

4th That it shall be produced for inspection at such place and time as may be directed by me

5th That in the event of its being damaged you may with my previous sanction in writing use temporarily another conveyance to which this license number shall be transferred free of charge

6th That you shall keep it together with the horse (s) and harness used therewith in proper and serviceable condition

7th That as often as you change your residence or the premises in which you keep this carriage you shall give me notice thereof in writing within one week of such change submitting at the same time license for the necessary alteration

8th That you shall affix in the conveyance a list of fares in English Kanarese and Hindustani and do not demand a higher fare than that mentioned in the said list Any contract entered into to accept a fare lower than that fixed by rules shall be binding on you

9th That this license shall not be transferred to any other person without my written sanction

10th That this license shall be liable to suspension or revocation for any breach of the above conditions or of Public Conveyance Rules or misconduct

Description of the conveyance

Description of the animals and harness if any

Given under my hand and seal this day of

President Municipal Council
Shimoga

FORM B

Driver's License No

By virtue of the powers vested in me by the Mysore Public Conveyance Regulation No VII of 1911 and the Rules under Section 4 of the same I grant to you of this license to ply for hire and pursue the occupation of driver in the service of Public Conveyance owner in any part of the Shimoga from the date hereof till the 30th June 192 on the conditions hereunder written —

1st That you shall constantly when engaged in the said occupation wear conspicuously on such part of your person as prescribed in the rules in force a metal badge numbered as above

2nd That you shall at all times when engaged in your said occupation have with you this license and shall produce the same when required by any passenger Police Officer on duty or any person employed by the Public Conveyance Department

3rd That you shall when engaged for hire drive the conveyance in your charge to any place within the Municipal limits of Shimoga to which you may be required by the hirer thereof to drive

4th That you shall not when engaged for hire leave this conveyance without the permission of the hirer or wilfully desert from such hiring before being discharged by the hirer

5th That you shall affix in the conveyance a list of fares in English Kanarese and Hindustani and do not demand a higher fare than that mentioned in the said list Any contract entered into to accept a fare lower than that fixed by rules shall be binding on you

6th That this license shall be liable to suspension or revocation for any breach of the above conditions of Public Conveyance Rules or misconduct

7th That this license or its accompanying badge be not transferred to any other person except at the request of the owner of this carriage and with my written sanction

Given under my hand and seal this day of

P Venkappiah
For *President Municipal Council*
Shimoga

G.R. S VI G 34]

SUBJECT ---

Diary No of letter replied to 3296

General and Revenue Secretariat
(LSS)
the 192

Date of issue 29-Jan-27

Signed by

May this be
i Printed
ii treated as a standing order ?
iii published in the Gazette
English Part
iv translated
v placed at the disposal of the press ?
vi published in the Gazette
Kannada Part ?

Section MC
File No 9-24
Serial No 61

Proceedings of the Government of
His Highness the Maharaja of Mysore

Read— Letter no M 3-452
dated 21-Jan 1927 from the
Dy Comr, Shimoga Dept praying
for sanctioning a draft
framed by the Shimoga Town
Council under Section 4)
Mysore Public Conveyances
VII 2, 911 or the Regulation
Conveyances, laying for fine
~~Order Thereon No~~
the Municipal Limits of Shimoga

Order No L6887
The draft rules are
and a copy of the sanctioned

[illegible] to [illegible] for [illegible] printed
in English and Kannada and both
per copies thereof in English [illegible]
in Office for record

[illegible]

in Register of Mutation with
a certified copy of the Order

[illegible]

List of enclosures.

Copied by [illegible]

Examined by

WD 2023—GPB—1,510.03—31-12-03